REGISTER OF CLASSIFICATION DECISIONS

Date of entry in Register:	22 September 1999
Name of applicant/court:	Secretary for Internal Affairs
Applicant to the Labelling Body:	Not Applicable
Title of Publication:	!!!!!!!!!!!!!16myfinger-.jpg
Other Known Titles:	Not Stated
Director:	Not Applicable
Producer:	Not Applicable
Publisher:	Not Applicable
Author:	Not Applicable
Format:	Computer Printout
Country of Origin:	Not Stated
Language:	English

Components of film originally examined: Not Applicable.

Feature: Running time:

Trailers: Running time:

Total Running time:

Excision/Alteration: Not Applicable.

Reason(s) for Excision:

Not Applicable.

… Please turn over

Classification Decision:

Objectionable.

Display Conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

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Direction to issue a label has been given on: Not Applicable.

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SUMMARY OF THE REASONS FOR DECISION:

The computer printout entitled *!!!!!!!!!!!!!!16myfinger-.jpg* is classified as: Objectionable.

The computer printout is a black and white hard copy of the JPEG computer image file of the same name. The printout consists of a photographic image with a line of text above giving the file name, dimensions and type. The image depicts a female lying on her back on a sofa penetrating her vagina with her fingers. She is clad in a camisole and stockings; the camisole is pulled down to display her breasts. She engages the viewer with direct, relaxed eye contact.

The classification is because the publication promotes and supports the exploitation of young persons for sexual purposes, by explicitly depicting a female who appears to be in her mid-teens engaged in sexual conduct for the purpose of viewer sexual stimulation. The title sensationalises the image and encourages a viewer interpretation of the female as 16 years of age. Her direct eye contact suggests her sexual availability to the viewer. The style and composition of the image is otherwise consistent with those of adult women intended for the sexual stimulation of adult, predominantly male viewers.

The printout is a hard copy reproduction of the computer image file of the same name in "jpeg" format. The image file format is relevant to the potential availability and proliferation of the image among similarly oriented individuals. The file may be stored within a computer, on a computer disk or on a writable CD-ROM. The computer technology by which the file is accessed allows for easy transmission, reproduction and proliferation of files, to other computers via national and international telecommunications networks, such as the Internet, and allows for files to be similarly stored or reproduced. The "jpeg" file format allows for optimal colour and resolution qualities when it is reproduced.

Section 3(2) of the Films, Videos, and Publications Classification Act 1993 has been determined to apply and deem the publication objectionable. Relating to New Zealand Bill of Rights Act 1990 considerations, the limit on freedom of expression resulting from the classification is reasonable and prescribed by law.

OFLC Ref: 9900581